

Message Text

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ORIGIN NEA-10

INFO OCT-01 ISO-00 L-03 PM-04 NSC-05 SP-02 SS-15 H-02

EB-07 COME-00 TRSE-00 OMB-01 MC-02 SSO-00 NSCE-00

INRE-00 PRS-01 /053 R

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O P 142241Z APR 76

FM SECSTATE WASHDC

TO AMEMBASSY TRIPOLI IMMEDIATE

INFO AMEMBASSY CAIRO PRIORITY

C O N F I D E N T I A L STATE 090244

E.O. 11652:GDS

TAGS: PFOR, MASS, US, LY, EG

SUBJECT: LIBYAN DIPLOMATIC NOTE ON C-130'S

REF: A. STATE 83386, B. TRIPOLI 464, C. CAIRO 4824

1. EMBASSY IS AUTHORIZED TO DELIVER FOLLOWING DIPLOMATIC
NOTE TO THE LARG MIN FOR AFFAIRS: BEGIN TEXT: THE EMBASSY
REFERS TO THE NOTE DATED APRIL 1, 1976, FROM THE EMBASSY
OF THE LIBYAN ARAB REPUBLIC IN WASHINGTON WHICH REQUESTED
INFORMATION AND ASSURANCES FROM THE GOVERNMENT OF THE
UNITED STATES OF AMERICA CONCERNING THE C-130 AIRCRAFT
PURCHASED FROM LOCKHEED BY THE LIBYAN ARAB REPUBLIC. THE
EMBASSY WISHES TO ASSURE THE GOVERNMENT OF THE LIBYAN ARAB
REPUBLIC THAT THE EIGHT C-130 AIRCRAFT SOLD TO THAT GOVERN-
MENT BY LOCKHEED WHICH ARE THE SUBJECT OF EXPORT LICENSE
APPLICATION NUMBERS 94113 AND 94114 (LOCKHEED CONTRACT
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NUMBERS GLX-221 OF SEPTEMBER 13, 1972, AND GLX-230 OF

NOVEMBER 27, 1972) BELONG SOLELY TO THE LIBYAN ARAB REPUBLIC GOVERNMENT. THEY MAY NOT BE SOLD OR DELIVERED TO OTHER PARTIES WITHOUT THE AGREEMENT OF THE OWNER UNLESS BY ORDER OF A COURT OF COMPETENT JURISDICTION TO DISCHARGE A LEGAL OBLIGATION OF THE OWNER. THE EMBASSY'S REQUEST FOR OTHER INFORMATION CONCERNING SALES OF THESE AIRCRAFT IS UNDER CONSIDERATION BY THE DEPARTMENT OF STATE.

2. DEPARTMENT IS STILL EXPLORING QUESTION OF HOW TO PROCEED WITH LARG REQUEST FOR INFORMATION (REF A) BUT AGREES THAT REPLY TO NOTE SHOULD BE MADE THROUGH EMBASSY TRIPOLI FOR REASONS SUGGESTED REF B. THE LARG EMBASSY IN WASHINGTON WILL BE INFORMED OF CONTENTS OF PARA 1 ON AFTERNOON APRIL 15.

3. FYI: MUNRO OF LOCKHEED INFORMED DEPTOFF THAT LIBYAN CHARGE MADE ORAL REQUEST MARCH 29 FOR INFORMATION SIMILAR TO THAT IN REF A. LOCKHEED ASKED THAT REQUEST BE MADE IN WRITING AND CHARGE SUBMITTED LETTER APRIL 1 (BEING POUCHED TO EMBASSY). LETTER ASKED SPECIFICALLY FOR INFORMATION ON MUHAYSHI AND QUOTE EGYPTIAN MIN STATE FOR FOREIGN AFFAIRS WHO TOGETHER CONTACTED THE COMPANY UNQUOTE. (MUNRO SAID THERE WAS NO SUCH EGYPTIAN PRESENT.) LOCKHEED HAS NOT YET DECIDED HOW TO REPLY TO LARG EMBASSY REQUEST. WASHINGTON POST APRIL 8 CARRIED REPORT THAT LOCKHEED HAD AGREED TO RESPOND TO CONGRESSIONAL SUBPOENA FOR "FULL INFORMATION ON FIRM'S QUESTIONABLE PAYMENTS OVERSEAS" (COPY BEING POUCHED).

4. MUNRO ALSO INFORMED DEPTOFF THAT COMPANY HAD BROUGHT UP POSSIBILITY OF SALE OF AIRCRAFT TO EGYPT IN COURSE OF LONG PRESENTATION TO LARG OFFICIALS IN 74/75 CONCERNING ALTERNATE COURSES OF ACTION SHOULD LARG DECIDE TO ABANDON ATTEMPTS TO OBTAIN EXPORT PERMISSION. EGYPT WAS ONE OF MANY COUNTRIES MENTIONED AS POSSIBLY INTERESTED IN THESE AIRCRAFT. END FYI. HE WAS PROVIDED WITH BACKGROUND ON CURRENT QADHAFI/MUHAYSHI WAR OF WORDS AND WITH COPIES FROM FBIS OF QADHAFI'S SPEECHES WHICH REFER TO LOCKHEED. KISSINGER

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